UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

- - - - - - - - X

UNITED STATES OF AMERICA

- v. -

SUSAN PRIMUS, :

Defendant.

WAIVER OF INDICTMENT

S1 07 Cr. 281 (SAS)

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The above-named defendant, who is accused of violating Title 18, United States Code, Section 641, being advised of the nature of the charge and of his rights, hereby waives, in open Court, prosecution by indictment and consents that the proceeding may be by information instead of by indictment.

SUSAN PRIMUS

Peggy Cross Zso

Attorney for SUSAN PRIMUS

Witness:

Date: New York, New York October 76, 2007

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